

The Weather
Oakland and vicinity: Cloudy or foggy tonight; Thursday fair.

Oakland Tribune.

LAST EDITION

VOL. LXXXIII—TWO CENTS—SUNDAY FIVE CENTS.

OAKLAND, CALIFORNIA, WEDNESDAY EVENING, AUGUST 18, 1915.

NO. 179.

500 ARE DEAD AT GALVESTON

LONDON IS RAIDED; 46 VICTIMS

Zeppelins Attack British Metropolis and Drop Bombs

Kovno Captured; Russians May Evacuate Vilna

LONDON, Aug. 18, 3:33 p. m.—The outskirts of London were raided last night by Zeppelins. Ten persons were killed in the air raid. One Zeppelin is believed to have been hit; thirty-six persons were injured. The air raid was over the eastern counties of England. The statement given out by the official press bureau said: "Zeppelins visited the eastern counties last night and dropped bombs. Anti-aircraft guns were in action and it is believed that one Zeppelin was hit. "Air patrols were active, but owing to the difficult atmospheric conditions the Zeppelins were able to escape. "Some houses and other buildings, including a church, were damaged. The following casualties have been recorded: "Killed—Men 7, women 2, children 1. "Injured—Men 15, women 18, children 3. "All the above were civilians."

London has been visited previously by German dirigibles during the war. On the night of May 31 Zeppelins made an attack on a district described in the official communication merely as "in the metropolitan area." On that occasion about ninety bombs were dropped. Four persons were killed and a few injured. The latest raid is the third of the new series of aerial attacks, which after a lapse of several weeks, began on Monday of last week. On the previous occasion twenty persons were killed and thirty-three injured.

ZEPPELIN FLEET OBSERVED.

LONDON, Aug. 18, 3:15 p. m.—A central news dispatch from Amsterdam says four Zeppelins were sighted, flying over the islands of Vlieland and Wieringer, off The Netherlands coast. The dirigibles were sailing from the east in the direction of the English coast. The hour of their appearance is not stated.

Longworth and Wife Arrive at Exposition

SAN FRANCISCO, Aug. 18.—Former Congressman Nicholas Longworth of Cincinnati and Mrs. Longworth reached San Francisco last night on an extensive tour of the west. They are at the St. Francis. They will remain here for a week, visiting the fair. Several social functions are planned for them.

Tremor Is Felt in Northwest Cities

SEATTLE, Aug. 18.—A light earthquake shock, with its center probably not far north of Seattle, according to the University of Washington seismograph, was felt from 6:04 to 6:08 this morning. No damage was done. The tremor was distinct enough to awaken light sleepers.

Two Negroes Lynched by Alabama Mob

MONTGOMERY, Ala., Aug. 18.—"Kid" Jackson and Henry Russell, negroes, were lynched early today at Hulett, Ala., by a mob. Another negro whose name has not been learned, was rescued from the mob by a white man.

Bloodless Victory Won by Japanese

SAN FRANCISCO, Aug. 18.—The capture of the Caroline islands and other ten German defenders by 500 Japanese with ten machine guns was described yesterday by F. Petersen, a trader, who arrived with three companions on the liner Mongolia. The victory was bloodless.

GULF CITIES ARE UNDER WATER AS STORM RAGES ON

Fort Crockett Wiped Out; Ships Are Damaged in Galveston Harbor -

MARTIAL LAW RULES CITY
Disaster Envelopes Whole Texan Coast as Hurricane Increases Toll of Devastation and Death

By Associated Press.
SAN ANTONIO, Aug. 18.—That five hundred bodies from Galveston had been washed ashore on high points near Houston was the unconfirmed rumor carried over the first wires into San Antonio this afternoon. The report was made to the wire chief at Houston by a lineman.

Texas City Inundated

WASHINGTON, Aug. 18.—The latest dispatches sent from Texas City this morning by Major-General Bell said: "Violent wind and rain greatly increased after filing first message yesterday afternoon, reaching culmination at about midnight. Tidal waves and flood water combined rose to an average height of five feet throughout Texas City and the surrounding country. All camps are a total loss, including wooden structures. Not a vestige is left."

Tidal Wave at Houston

WASHINGTON, Aug. 18.—War Department dispatches sent from Texas City to Houston by wireless this morning said the United States army camp there had been destroyed by a tidal wave and high tide which covered the city with three to five feet of water. Troopers were searching for dead and caring for the injured. The storm still raged this morning.

Dead Number Scores

DALLAS, Texas, Aug. 18.—Scores of lives were lost and millions of dollars' worth of property was destroyed in the West Indian hurricane that swept the Texas coast yesterday and the day before, according to information received today from the stricken districts, which have been cut off from wire communication with the outside world. Before noon the total number of dead reported was nearing a hundred, with no definite news of Galveston, which city is believed to have been hardest hit.

A newspaperman who got within sight of Galveston said the evidence of destruction indicated the damage there would exceed that of the 1900 storm.

SCORES KILLED.

At Texas City from 12 to 18 soldiers and 30 to 40 civilians were killed, according to reports published in Houston papers that reached Temple and San Antonio today. A report that the bodies of eight women washed ashore at Texas City were believed to have come from Galveston was the only detailed information of loss of life in the later city.

The damage to cotton will be from 15 to 25 per cent of the entire crop of Central Texas and will cost the growers millions of dollars, according to estimates based on reports received in Austin from towns in Central Texas.

Eight men are reported dead near Morgan's Point and three bodies were washed up today at Sylvan beach from some place in the bay. Six persons are reported drowned at Laporte, 20 miles southeast of Houston, on Trinity bay.

ONE HOUSE STANDING.

Three lives are reported lost at Seabrook, 20 miles from Houston, and the town is said to have been practically annihilated, so far as houses are concerned. A refugee who escaped from Kemah, a coast town, said only one house was left standing in that place.

Houston is reported to have suffered damage variously estimated as totalling from one to five million dollars, but only two lives are reported lost.

A newspaperman who reached Virginia Point, the north end of the causeway that connects Galveston with the mainland, and viewed the stricken city, reported nothing was to be seen of several grain elevators. He said the drawbridge in the causeway had been washed away and that the high water evidently had been several feet above the causeway. He believed the number of buildings destroyed in that city would run into the thousands.

He said he saw thousands of bales of cotton along the prairie between Virginia Point and Lamarque far inland. (Continued on Page 3, Cols. 1-2)

HINDENBURG CAPTURES KOVNO

Russian Fortress in Second Defense Line Is Stormed

Spoils Are Big; Russians Prepare to Evacuate Vilna

By Associated Press.
PETROGRAD, via London, Aug. 18, 3:46 p. m.—German aeroplanes are persistently bombarding the city of Vilna, about 50 miles east of Kovno. The possibility of the capture of Vilna by the Germans is foreseen in Petrograd and operations preliminary to its evacuation are in progress.

BERLIN, Aug. 18, by wireless to Sayville.—The following announcement was made here officially today: "The fortress of Kovno, together with all the forts and an amount of war material which has not been determined, has been in German hands since last night."

"More than four hundred cannon were taken." The fortress was captured by storm in spite of the most tenacious resistance by the Russians. Retention of the remaining positions on this front might expose the Russians to the danger of a flanking movement. The rapidity of the German advance since the fall of Warsaw on August 5 is indicated by the fact that they are within thirteen miles of Brest-Litovsk, which lies about 115 miles east of the captured Polish capital. The line to which they may now be compelled to fall back is about 200 miles east of Warsaw. A Kovno is 550 miles southwest of Petrograd, the possibility of an advance against which is now being considered in Russia and England.

Refuse to Disarm; U. S. Marines Landed

CAPE HAYTIEN, Hayti, Aug. 18.—Another detachment of American marines has been landed from the ships off this port. The rebels refused to disarm and in some sections have expressed a desire to fight the Americans.

HAYTIEN CABINET NAMED.

PORT-AU-PRINCE, Hayti, Aug. 18.—Following the election on August 13 of General Dartiguenay as president of the Haytien republic, his cabinet has been named. M. Elie, Minister of foreign relations, H. Paulin, Minister of war, M. Leconte, Minister of justice, M. Doennet, Minister of public works, M. Sansaricq.

Spanish Steamer and British Trawler Sunk

LONDON, Aug. 18, 3:35 p. m.—The British steamer Bonny, of 2702 tons gross, and the Spanish steamer Isidoro, 2044 tons gross, have been sunk. Twenty-one of the crew of the former vessel and eight of the latter were picked up.

Had Psychic Vision of Son's Accident

PORTLAND, Ore., Aug. 18.—Mrs. Rosa B. Sutton left last night for Fort Sil, Okla., where her son, Lieutenant Redondo B. Sutton, is suffering from injuries received in an aeroplane fall recently. Mrs. Sutton claims to have received psychic manifestation before the accident. By the same agency she believes her son still unconscious.

Major Wallace Shot at Military Camp

PARKERSBURG, W. Va., Aug. 18.—Major William Wallace of the Ninth Infantry, U. S. A., was shot and seriously wounded at the camp of the National Guard of West Virginia last night, when a revolver was accidentally discharged inside a tent just as he was passing. The bullet cut off two fingers of his left hand and passed through both legs near the thigh.

Cotton to Be Made Contraband of War

LONDON, Aug. 18, 4:23 p. m.—A proclamation declaring cotton to be contraband of war is expected to be issued tonight, or tomorrow at the latest, by both Great Britain and France.

C. C. Young Is Named Speaker by Eshleman

SACRAMENTO, Aug. 18.—Lieutenant Governor Eshleman has appointed C. C. Young, speaker of the Forty-first Assembly, and Assemblyman Milton Schmidt to write the arguments for and against the non-use of the primary election law, which will be on the October special election ballot by referendum.

GOVERNOR TO TRACK LYNCHERS

'BAND RIVAL T O K U KLUX'

Atlanta Constitution Prints 'Inside Story' of Hanging

ATLANTA, Ga., Aug. 18.—The Atlanta Constitution prints this morning the following, purporting to be the "inside story" of the Frank lynching:

"The public will never know the identities of the twenty-five brave and loyal men who took into their own hands the execution of the law that had been stripped from them by Governor Slaton. I would not advise an inquisitive person to try to reveal them. They are as zealously guarded together now and as resolutely united with a spirit of law, the perfection of their organization was greater even than that of the famous Ku Klux."

Atlanta Constitution Prints 'Inside Story' of Hanging

"This was the statement of a conservative, established businessman of Marietta yesterday afternoon. "He was thoroughly aware of the movements of the lynching clansmen, of the process of organization, of their plans and of their painstaking system to advance preparations. He would neither admit nor deny that he was a member of the mob. "WHY THEY DID IT. "The men who hanged Leo Frank, the murderer of Mary Phagan, did not go about it with a spirit of lawlessness nor vindictiveness; they felt it a duty—a duty to their state and commonwealth, a duty to the memory of Mary Phagan, whom all Cobb county loved the most dearly. "Ever since the day Governor Slaton committed the sentence of Frank this morning's culmination has been in process of formation. Minute and definite plans were drawn and there was a meeting of the Klan from the fabric of the perfected scheme when the twenty-five men set out early last night, on their journey to Milledgeville. "The men proceeded to Milledgeville in an undisciplined fashion, never grouped until they reached the outskirts of the town. Approaching Milledgeville, a car was sent ahead to inform the advance men who were to cut off communication. "One man was seen excepting the leader. He was to have absolute control."

Berlin Celebrating Emperor's Birthday

BERLIN, Aug. 17, via London, Aug. 18.—Austrians living in this city will celebrate tomorrow (Wednesday) the eighty-fifth birthday of Emperor Francis Joseph and the Germans will honor the ruler of their ally by a display of flags. "The ceremonies will begin with a solemn service at St. Hedwig's church, followed by a reception at the Austro-Hungarian embassy. A huge demonstration has been arranged for the evening by the combined Austro-Hungarian organizations of the city."

Situation 'Critical'

LONDON, Aug. 18, 11:40 a. m.—The fall of the fort of Kovno makes the situation in the eastern theater of the war critical. The Russian armies apparently have not been able to reorganize sufficiently to check the strong Austro-German offensive.

Hit by Auto, Man Is Fatally Injured

RICHMOND, Aug. 18.—Returning at 2:30 o'clock this morning from a visit to the Grand Canyon Park Chateau, Clyde L. Young, a car, ran down and fatally injured Oliver McDowell, the father of Mrs. James E. Nabrett of this city. The accident occurred on San Pablo avenue near where McDowell resides. The auto party which included two women stopped and picked up the injured man and carried him to the Graven Hospital in this city. McDowell has a fractured spine and other injuries.

Venezios Tells King He Will Form Cabinet

ATHENS, Aug. 18, 12:45 p. m.—Former Premier Eleutherios Venezios today notified King Constantine of his readiness to form a new Cabinet, cabinet in succession to the Gounaris ministry, which resigned at the opening of the Greekian parliament yesterday, according to a dispatch to the Central News Agency from Athens.

Millionaire Suicide on Grave of Son

SOUTH BEND, Ind., Aug. 18.—E. G. Petherbert, 49 years old, millionaire philanthropist, shot himself to death at the grave of his son, Harne, in the cemetery at Alhewaka, a suburb of South Bend, yesterday. Grief over the death of the son in an automobile accident in 1904 is believed to have caused the suicide.

Slaton Roundly Scores Atlanta Mayor for Talk
Governor to Return Despite Warning of Woodward

By JOHN M. SLATON, Former Governor of Georgia.

I have read with amazement and shame the statement attributed to Mayor Woodward in his speech last night. In one breath he proposed to defend the fair names of Atlanta and of Georgia, and in the next breath cast on them the most terrible odium and condemnation. I DID NOT THINK THAT EVEN POLITICS WOULD LEAD THE MAYOR TO ISSUE SUCH A STATEMENT. SIMILAR UTTERANCES MADE BEFORE THE LYNCHING NATURALLY RESULTED IN SUBSEQUENT LAWSUIT.

State Executive May Offer Reward for Arrests

ATLANTA, Ga., Aug. 18.—All the legal machinery available to Governor Harris will be put into motion to apprehend the men who lynched Leo M. Frank at Marietta yesterday. Governor Harris so announced today when he came here from Fitzgerald, Ga., where he was attending a state Confederate Veterans' reunion.

Prison Commission Sees Only Futility in Hearing

ATLANTA, Ga., Aug. 18.—The statement made by R. E. Davidson, chairman of the state prison commission, last night that "he did not believe any one could be blamed for conditions which made it comparatively easy for the mob to take Frank from the prison, seemed to indicate that the prison feature might not be investigated immediately."

NO PRISON PROBE?

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BODY TAKEN NORTH.

The body of Frank, under a heavy police guard, was placed aboard a Southern Railway train which departed at 12:01 o'clock this morning. The funeral party, including Mrs. Frank and several Atlanta friends of the family, who will accompany the body to Brooklyn, was guarded carefully by the police until the train left the terminal station.

NO JURY REVERSED.

The action of no court and of no jury was set aside. The verdict of the jury as guilty was allowed to stand. The recommendation of the trial judge, who had power to impose the sentence of either execution or life imprisonment was observed. He urged me to commute. Two judges of the Supreme Court had disordered which was enough to warrant commutation.

Pelagosa Bombarded by Austrian Fleet

PARIS, Aug. 18.—An Austrian fleet of 21 vessels sailed from Pola to bombard the island of Pelagosa, in the Adriatic, midway between the promontories of Gargano and Dalmatia, and retired after causing one Italian officer and three men and wounding three others. It was officially announced today.

Turks Order U. S. Gunboat to Move

LONDON, Aug. 18.—A dispatch from Sofia to Reuters' Telegram company, says the Turkish authorities at Constantinople have ordered the American gunboat Scorpion to take her moorings in the inner part of the Golden Horn. Ambassador Mortenson's protests were unavailing, the dispatch says, but he was able to make some occasion to settle some minor questions which have been pending.

Oakland's Largest Store - Oakland's Lowest Prices

KAHN'S
THE ALWAYS BUSY STORE

Convention Specials

Featured Thursday During the N. E. A. Convention

Ready-to-Wear Attractions

Our Leader in Fall

Suits

That SAVE You FIVE to TEN Dollars

Tailored and semi-tailored suits, conservatively valued at \$25.00 - Over 40 different models..

\$18.50

Sale 2nd Floor.

New Fall

Coats

Every style Coat you can think of is here and they are such handsome models. The flare skirts give them a jaunty air.

\$8.95
\$12.95
\$18.50

Sale 2nd Floor.

White Corduroy Skirts

Just the thing for convention wear. Very smart. Most unusual values now being offered at this special price.

\$3.95

Sale 2nd Floor.

Silk Fibre Sweaters

New Silk Fibre Sweaters in these charming Exposition colors. You'll marvel at our large assortment and the low prices.

\$5.00 up

Sale 2nd Floor.

Stunning Lingerie

Waists

Values to \$2.45

\$1.19

Get several of these 7 y underwear. The styles and materials are remarkable for the money.

Sale 2nd Floor.

Crepe de Chine

Waists

Values to \$3.95

\$1.79

Broken lines and odd lots of Crepe de Chine Waists in fashionable shade. Your choice.

Sale 2nd Floor.

Special Sale of Sweaters

Values up to \$5.00

\$2.95

Ladies' and Misses' Sweaters in navy, red and oxford. Several different styles to select from.

Sale 2nd Floor.

Women's Hosiery and Underwear

at Attractively Low Selling Prices

Women's Sleeveless Vest

Plain or fancy yokes. Bleached white. Sizes 5, 6, A regular 25c value. Special

19c

Women's Cotton Union Suits

WOMEN'S MEDIUM WEIGHT BLEACHED COTTON UNION SUITS - Cut high neck, long and short sleeves, or ankle length. A reg. \$1 value.

57c

Women's Seamless Hose

WOMEN'S BLACK, WHITE and TAN SEAMLESS HOSE - Reinforced heels and toes; deep garter tops. A regular 25c value. Pair

19c

Women's Swiss Rib Vests

WOMEN'S VESTS - Hand-crocheted yokes, Swiss rib, sleeveless; all new patterns. 65c and 50c values. Sizes 5, 6 -

39c

5000 Yards Novelty Wash Goods

Regular 15c and 20c Values

In a Big Special Sale Tomorrow

5c

A wonderful assortment of novelty Wash Goods in a big range of desirable patterns, of white grounds with fancy floral figured and dotted effects. The most remarkable special sale of Wash Goods this season. You should get enough for several dresses tomorrow when the price is so low.

See Broadway Windows.

Big 10c Lace Sale

4000 Yards of Beautiful Laces

Values 15c, 25c and 35c

10c

4000 yards of beautiful linen Cluny Laces, Fillet Bandings, Novelty Insertions, Net Laces, etc., etc., in an immense variety. Colors, white, cream, ecru, two-tone. Widths from 2 to 7 inches wide. Cluny Laces are specially adapted for fancy linens and centerpieces, bedspreads, etc., while others are just the thing for fancy waists. A remarkable sale at a very low price.

Sale Main Floor. See San Pablo Ave. Windows.

Colored Border Scrim

100 pieces extra fine even-threaded good wearing quality Colored Border Scrim in a big range of patterns; all colors for inexpensive curtains and side drapes. Regular 12 1/2c. Special

5c

Here's Neckwear

New Novelties in Neck Collars and Cuff Sets, trimmed with the daintiest of laces, some with pleated collars; values up to 50c. On sale at

28c

Special Sale Jelly Glasses

For Thursday Only

Jelly Tumblers **27c** Doz.

Jelly Tumblers **23c** Doz.

Large size and best quality. Smaller size and best quality.

KAHN'S

UNTIL SEPTEMBER 8th

We offer you the special privilege of purchasing without extra cost a

Hall-Borchert or an Acme Adjustable Dress Form

At the liberal rate of

\$1 Down and \$1 Weekly

KAHN'S

BRITISH CAPTURE TURKISH TRENCHES

Sir Ian Hamilton Reports Severe Fighting at Gallipoli Front.

(Continued From Page 1)

man advance against the other defenses. The arrival of the trench covers show no intention to relax pressure on the eastern front and are likely to do so until they have been driven back to the sea. The British, Australian and New Zealand armies and British Empire.

News from the Turkish sources that the new landing party at the Gallipoli peninsula, near Suvla Bay, has been engaged heavily, is contained in an official report today from General Sir Ian Hamilton, the British commander at the Gallipoli front, stating that the British left had won 100 yards of ground, including a Turkish trench. Sir Ian also reported the capture of several Turkish attacks against the Australian position.

Little change is reported in the diplomatic situation in the Near East. Former Premier Venizelos of Greece, who asked for four days in which to study conditions before deciding whether to form a new cabinet, is believed to have arrived at an understanding with King Constantine, but it is not considered that the entry of Greece into the war on the side of the entente allies.

Slav Flank in Peril

LONDON, Aug. 18.—The situation at Kovno is critical, the Times declares in a review of the Russian situation. "The enemy succeeded in reducing Kovno," the paper says, "and is thereby able to cross the Niemen he will be in the rear of the Russian line north of the Sveta and with the junction of the two wings of Field Marshal von Hindenburg's army, the position of the Russian right flank will be very difficult."

A prediction that the climax of the German offensive is about to begin is sustained in a dispatch to the Post from Petrograd filed Monday.

"The comparative lull of the past few days," says the dispatch, "is sure to presage a terrific storm and a desperate effort to break through the Russian defense is expected hourly. The general belief in the Russian capital is that Petrograd is now the German objective."

"In the opinion of Russian critics nothing better could happen for the common interests of the allied nations for the military authorities estimate that with the best possible luck the Germans must take not less than a year to reach the city. This would give the allies time to prepare and execute the necessary counter strokes. The further the German advance the more determined the Russian people become to go through the war without counting the cost."

SLATON ANSWERS ATLANTA MAYOR

(Continued From Page 1)

the governor to simply impose the one penalty for murder instead of the other would have been unimportant. In the long course of action by the executives in similar cases I challenge the production of one where the governor failed to act as I did.

CONLEY EVIDENCE.

"The great danger where the public mind is excited over the heinousness of the offense is to let the real perpetrator must be punished. In order to avoid the possibility of lawless attacks on the negro Conley, I do not enter into detail as to the powerful evidence against him, committing perjury every time he opened his mouth, making false and contradictory affidavits whenever shown the inconsistency of his allegations, with greater facility for making an attack on the deceased than Frank had. The evidence subsequent to the trial made the case stronger against the negro Conley. How could the governor fail to act under the circumstances any differently than the way I acted?"

"I have defended Georgia and her good people everywhere, and shall continue to do so. I was born in that state and I love her and her reputation."

SHALL RETURN IN ACCORDANCE WITH MY ORIGINAL INTENTION, AFTER HAVING TAKEN THE FIRST VACATION I HAVE ENJOYED FOR FIFTEEN YEARS. THE INFLAMMATORY UTTERANCES OF MAYOR WOODWARD AND OTHERS WHO MAY MAKE THEM FOR POLITICAL PURPOSES WILL NOT IN THE SLIGHTEST DETER ME, NOR WILL THEY SHAKE MY CONFIDENCE IN THE PEOPLE OF GEORGIA."

Hours before Mayor Woodward spoke I declared that the genius of Georgia was represented by the church, the school and the court house, and the tenderness of treatment of her people by the humblest citizen caused me to give the governor the power to substitute one penalty for another when doubt might arise as to the justice of the extreme penalty.

Anybody can go to Georgia either to live or to make his investments with the abiding confidence in the honesty and integrity of her people. I DEMAND THE ACTION OF THE MAN WHO REFUSED TO MAINTAIN THE DULY ORGANIZED INSTITUTION OF THE STATE MEANS ANARCHY AND I REPEAT WHAT I DECLARED YESTERDAY THAT IN MY JUDGMENT THE GREAT CONSCIENCE OF GEORGIA WOULD CONDEMN ANY LAWLESS WARD'S STATEMENT THAT HE WAS ONE OF THE PEOPLE OF THE STATE INSTEAD OF A DEFENCE. HE IS OLD AND RARRALOUS."

Negro Slayer Has Chickens for Defense

COLUMA, Aug. 18.—Sam Robinson, the negro murderer who killed Richard Lenoxy and attacked Mrs. M. Blevins near Arbuckle, is after an attorney to defend him, but is not getting results.

He has eighty-four chickens which he is willing to give to any attorney who is willing to handle the case, but to date lawyers are about as thick around him as the teeth on his jaw.

An attorney will have to be appointed by the court when he comes up for arraignment.

Elks Plan Extension

SAN JOSE, August 18.—Members of the San Jose lodge of Elks have been invited by the San Francisco lodge to participate in a three-day excursion to Lake Tahoe September 1. A number of the clubmen are planning to accept the invitation.

FOR A SPRAINED ANKLE

If you get a sprain of the ankle, or a bruise, or a burn, or a cut, or a sore, or a headache, or a cold, or a fever, or a cough, or a sore throat, or a toothache, or a pain in the back, or a pain in the chest, or a pain in the stomach, or a pain in the head, or a pain in the arms, or a pain in the legs, or a pain in the feet, or a pain in the hands, or a pain in the face, or a pain in the neck, or a pain in the shoulders, or a pain in the hips, or a pain in the knees, or a pain in the elbows, or a pain in the wrists, or a pain in the fingers, or a pain in the toes, or a pain in the ears, or a pain in the nose, or a pain in the mouth, or a pain in the throat, or a pain in the chest, or a pain in the stomach, or a pain in the head, or a pain in the arms, or a pain in the legs, or a pain in the feet, or a pain in the hands, or a pain in the face, or a pain in the neck, or a pain in the shoulders, or a pain in the hips, or a pain in the knees, or a pain in the elbows, or a pain in the 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SCORES DEAD; MILLIONS LOST IN TEXAS STORM

Galveston Shut Off From Outside World; Death Toll Unknown

(Continued From Page 1)

land, evidently carried there from the Galveston docks.

One estimate places the damage at Texas City at \$4,000,000. The city has been placed under military rule and the soldiers are assisting in the recovery of bodies from the water. Many of those who met death at Texas City were killed in the collapse of buildings. An appeal for food and supplies for the inhabitants of the place has been sent out.

The storm is said to have done little damage along the coast from Corpus Christi to Brownsville, and no lives are reported lost in that district. No word had been received this forenoon from Beaumont.

At the adjutant-general's department in Austin, Texas, it was learned that the military authorities were endeavoring to rush tents, clothing and food to Galveston and other points where relief may be found necessary.

TOWN ANNIHILATED.
The first edition of the Houston papers to reach Austin since the storm of Monday night arrived today. Their information as to Galveston is not complete, as neither the Chronicle nor the Post had been able to get a man into Galveston.

Seabrook is said to have been practically annihilated, so far as communication is concerned. The Houston Post carries an appeal from H. B. Moore for food and supplies for the civilian population at Texas City, to be sent to Major General J. Franklin Bell, U. S. A., who is commanding at Texas City.

Because of damage to property at Houston, 20 special officers were sworn in, and every one on the streets after 3:30 o'clock Tuesday was forced to give a good account of himself, according to both papers.

ARRANGE TO LAND SUPPLIES.
A relief committee met in Houston Tuesday and arranged to send a boatload of supplies to Galveston.

The Southwestern Telegraph and Telephone Company's loss at Houston is estimated at \$100,000.

In Houston reports are that practically every big establishment in Houston reports a loss of \$100,000.

The Houston Post declares there have been but two deaths in Houston—a negro, who encountered a live wire, and a carpenter, whose barn fell on him.

The Post reports ten houses down at Bellair and two persons injured.

Scores Die in Storm

By Associated Press.
WACO, Texas, Aug. 18.—A copy of the Houston Chronicle of Tuesday says:

Twelve soldiers were killed at Texas City during last night's storm when the Thompson building, a new three-story structure, collapsed. Eight were killed by falling brick, while four were drowned later. About 20 or 40 civilians, many of them women and children, also lost their lives.

Those killed were women, men and no commissioned officers lost their lives.

The military rule has been established at Texas City and the soldiers are fishing corpses out of the water as fast as they can be located.

The first rumor to reach Houston was that about 200 and 250 soldiers were drowned, but this report was denied by A. J. Doty and T. J. Morna, who reached Houston late Tuesday afternoon, making a trip to Texas City in an automobile on the railroad tracks. They say only twelve soldiers lost their lives and perhaps three times as many were injured.

Texas City Damaged

By Associated Press.
AUSTIN, Tex., Aug. 18.—An early edition of the Houston Post says:

Texas City has sustained a severe blow as the result of the hurricane which swept the Gulf coast, an approximate damage of \$400,000 being done there, but only 15 lives were lost.

Information to this effect was brought to Houston Tuesday night by E. V. Rhoades, superintendent of the terminals of the Texas City Company, who left Texas City at 4 o'clock Tuesday afternoon and was related by four automobiles.

According to the Houston Post story of conditions at Texas City, based on an interview with Mr. Rhoades, who brought the Texas City appeal for aid to Houston, the bodies of eight women were found washed ashore at Texas City Tuesday. These bodies are supposed to have come from Galveston. In 1900

land, evidently carried there from the Galveston docks.

One estimate places the damage at Texas City at \$4,000,000. The city has been placed under military rule and the soldiers are assisting in the recovery of bodies from the water. Many of those who met death at Texas City were killed in the collapse of buildings. An appeal for food and supplies for the inhabitants of the place has been sent out.

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TANGLE OVER OLD WILL

Woman Disputes Rights of "Widows"

When R. H. McElwain, a mining man and hardware merchant, committed suicide in East Oakland on January 29, 1912, he left a will dated five years before bequeathing all of his estate to Etta May McElwain, his wife.

Etta May McElwain, who claims to be his real wife, has arrived in Oakland from her home in Pasadena and has commenced suit to recover valuable property in Richmond in behalf of her 11-year-old son, Paul Victor McElwain, who was not mentioned in his father's will.

One of the strangest tangles that has been before the probate court for years came to light today when Attorney Louis

War Summary

Ten persons were killed and thirty-six injured in a Zeppelin raid over the eastern counties of England last night, in which the outskirts of London were reached. The official statement regarding the air raid says one Zeppelin believed to have been shot down and damage to property is not important, it is declared.

Capture of two additional forts at Novogeorgievsk, with twenty cannon and 600 prisoners, is reported by Berlin, which also declares that Field Marshal von Mackensen, on the South front, has driven the Russians across the Bug and into the outer positions of the fortress of Ibrat-Litovsk.

On the western front, in the Vosges, German attacks on French positions on the crest of the Soudernach were repulsed, Paris reports. The official statement from Berlin declares that the French were driven back and completely demolished trench section remaining in their hands.

Kovno, the strong Russian fortress on the Nieman river, the armies of Field Marshal von Hindenburg have been pounding heavily since the fall of Warsaw, has been captured by the Germans.

Berlin announced the taking of Kovno, together with the material in the most tenacious resistance by the Russians. German troops took possession of the fortress last night.

Military observers are questioning whether the Russians, with Kovno in German hands, will be able to hold the Brest-Litovsk line of defense, in the general direction of which Grand Duke Nicholas' armies have been fighting.

From the Dardanelles General Sir Hamilton reports an advance of 500 yards by the British left flank at Suvla, on the Gallipoli peninsula.

Italian mountain troops, Rome announces, in squared hills, ropes, high mountain passes and climbed and occupied Turolet Spits and Hinter Madatash Spits, each about 10,000 feet high.

Italian advances are claimed in Upper Rienz, in the Monte Nero section and in the Tofino zone. In the last named section, according to the official statement, infantry attacks resulted in the capture of a line of strong entrenchments at Santa Maria and Santa Lucia heights.

News agency advices from Athens, through London, state that former Premier Venizelos has notified King Constantine of his readiness to form a new Grecian cabinet.

Non-partisan bill—first upon ballot.

SACRAMENTO, Aug. 18.—In the estimation of Secretary of State Jordan the non-partisan referendum measures are of most importance to the electorate of the state and have been given first place on the ballot.

Next in rank is the constitutional amendment providing for a revision of the taxation and revenue system. Rural credits and farm loans.

Jordan has made his selections and has presented the list to Attorney General U. S. Webb for review. Webb is delegated to write the title to the ten different propositions to be voted upon, so that they may be intelligible and easily understood by the voters.

CHIEF WOODS RETURNS FROM SUMMER VACATION.

Chief of Police William Woods returned today from his summer vacation, which was spent in Lake County. W. J. Peterson, who has been acting chief in his absence, resumed his duties as captain of inspectors.

Chief Woods is properly thanked from his friends and acquaintances for the lake reports. He has returned filled with enthusiasm to take up the work of shaping the police force of Oakland.

GAMBLING CASES DISMISSED.

The cases of Ah Gee and eighteen other Chinese arrested July 18 for gambling, were dismissed today before Judge Mortimer Smith on the motion of Prosecuting Attorney Ezra Decoto, who explained that the police had made the arrests when they had no evidence.

A. E. Preston, who pleaded guilty to two charges of selling lottery tickets, was placed on probation for one year on the recommendation of the probation office.

CALLER HELD TO ANSWER.

Damascus G. Gallor, the professor of music, who was arrested after the body of Augustus Hotchkiss, a money lender, was found in a clothes closet in the callur home last month, was held to answer for Judge George Samuels on a charge of having murdered Hotchkiss. Gallor was held without bail. The preliminary hearing lasted a day and a half.

VETERANS GRANTED LEAVE.

WASHINGTON, Aug. 18.—President Wilson has signed an executive order granting "veterans of the Civil War" in the government service leave with pay to attend the Grand Army encampment here September 27 to October 2.

PUT THE TABOO ON HEAVY FOODS.

Soggy, Sticky, Solid Foods Cause of Much Ill Health.

Your muscular and nerve force, your vitality, YOUR HEALTH, and the health of your family depends upon the quality and kind of food eaten. Now the question arises, what is the most nourishing and healthful staple article of diet? Certainly not heavy, indigestible foods which tend to irritate and overtax your digestive system. They might sustain life, but they will not promote health. What is the perfect muscle and nerve builder?

The answer is, whole wheat. Body and brain—muscle and nerve—need the whole of the grain. Whole wheat is Nature's perfect food for man, and should not be tampered with. To do so is to invite indigestion, constipation, nervous ailments and other forms of bodily disorder.

There is a prepared food called "FORCE" that is made of whole wheat, scientifically cooked and blended with barley malt; then rolled, toasted and flaked; that contains all the elements required to sustain the human body. Delicious and easily digested. Get it at your grocer's. Advertisement.

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PARK EXPERTS TO VISIT OAKLAND

Association of Superintendents Will Make Inspection Tour of City.

Plans for the entertainment of the American Association of Park Superintendents, now in session in San Francisco, were made by the board of park directors at their meeting last night. The park superintendents will visit Oakland tomorrow.

Walter D. Reed, architect for the park department, announced that the canoe house in Lakeside park has been completed, and is ready to be turned over. The canoe house will accommodate numerous privately owned boats, and there will be canoe and rowboat rental. The building cost, \$11,500 and will be under the control of the recreation department.

The program for the entertainment of the visiting park superintendents will consist in an all-fresh luncheon at Mosswood park and a tour of inspection of the parks, the municipal auditorium and the city hall.

The playground directors will assist the park directors in entertaining the visiting superintendents.

The party will arrive at noon at the foot of Broadway and will be taken to Mosswood park, where luncheon will be served. After luncheon the party will go by automobile to the parks, after which the beautiful grounds of the P. E. Fowler home in Claremont will be visited. The University of California grounds will be inspected.

The park directors endorsed the plan to complete the life saving signal system around the lake. This was started during the last fiscal year, and over \$100 expended. The park directors recommended the completion of the work at a cost of \$475.

Claims were passed by the board, the best being as follows: To George C. Bos, post payment on canoe house, \$1111; to Peoples Water Co., \$1227.97; to Pacific Gas and Electric, \$485.50.

COMPLETES HARD TRIP.

SAN FRANCISCO, Aug. 18.—Sailing 1500 miles, from Unga, Alaska, in a little 16-foot, flat-bottomed cod-fishing dory, weathering storms, which threatened to send them to watery graves and undergoing the hardships of exposure and hunger, Thomas E. Thompson and John Abrams, Alaska fishermen, passed through the Golden Gate last evening, having accomplished one of the most remarkable voyages on record. They made the trip in forty-five days.

SEE ROOS BROS.' WINDOWS—OAKLAND—SAN FRANCISCO—BERKELEY

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EPISCOPAL SYNOD OPENS IN MORNING

Dignitaries and Churchmen Will Join in Processional From St. Paul's

Tomorrow morning in the quiet interior of St. Paul's Episcopal church, the Episcopal Synod of the Pacific Northwest will open its sessions. The synod is expected to go down in the details of the assembling body as a brilliant precedent for all those that are to follow.

This initial session will be held by the Right Rev. William F. P. Bishop, Bishop of California, who will not only require the presence of fifteen Episcopal prelates and more than 400 clergymen and laymen, but will be attended by many hundreds of prominent businessmen and churchmen from all over the west.

Several sessions and a number of elaborate social functions have been planned for the four days of conference to conclude with a mass meeting at the Municipal Auditorium, which will take place at the close of the synod.

All of the programs as well as the numerous social affairs are to be given at the Claremont Hotel, where, for the general convenience, the entire aggregation of delegates is to be housed under one roof.

The ceremony of tomorrow morning will perhaps be the most striking event of the entire four days. This service, starting at 10:30 o'clock, will be marked by a procession in which the attending bishops from each diocese and missionary district in the province, excepting that of Arizona, together with several hundred clergymen and lay deputies, will take part. Special music by the vested choir of St. Paul's will add to the beauty of the proceedings.

The Rev. Alfred Lockwood of Spokane is to preach at this dedicatory meeting, which will be further dignified by the administering of Holy Communion. Three broad general topics are to be the important ones of the synod. They are "Missions," "Religious Education," and "Social Service," the three canonical functions of the Province. For the purpose of business routine of the conference specified hours have been set. In addition there will be a number of elaborate social affairs and several special services.

LEADERS TO ATTEND.

At the successive conferences and meetings, the Bishops of the Province will preside in order of their seniority. Those expected are the leaders of the dioceses of California, Los Angeles, Olym-

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EMERYVILLE HAS LOWEST TAX RATE

Budget Complete. Figure Is Placed at Fifty Cents.

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**AUTHORITATIVE REPORTS
and ENTERTAINING GOSSIP**

Coast League Pitchers Beginning to Crack Either That or Baseball Tradition Is Being Proven Valueless

(By BILLY FITZ.)

| Player | Club | AB | PH | Run | Hit | AV |
|----------------------------|---------|------------------------|----|-----|-----|-----|
| | | | | | Per | Per |
| Joe Cook | League | are beginning to crack | 10 | 10 | 10 | 10 |
| under the strain of a test | pitcher | Chap | AB | PH | Run | Hit |
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are the conclusions to be drawn from
printing records of the first two inlets

Handicap week of the Inter-state Association.

national singles title at 100 targets, 1 yards rise, missing only one chance for a total of 99. Guy Dering, Columbus

Wjs., led a field of 80 entries in the national doubles championship, getting 9 out of a possible 100 at 16 yards. The Chicago Overture, also at 16 yards won to H. J. Rebhausen of North Platte Neb., with a count of 88. There were 229 entrants in this event.

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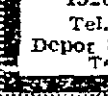
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| Memphis | \$ 70.00 |
| Minneapolis | \$ 73.90 |
| Montreal | \$110.70 |
| New Orleans | \$ 70.00 |
| New York | \$116.70 |

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| Philadelphia | \$110.70 |
| Portland | \$115.70 |
| Quebec | \$120.50 |
| St. Louis | \$ 70.00 |
| Washington, D. C. | \$108.50 |

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A black and white caricature of a man, likely a political figure, depicted with a large, expressive face. He is wearing a suit jacket, a white shirt, and a patterned tie. The drawing style is sketchy and hatched, with a small circular mark on the right side of the image.

Berkeley

Gossip of Students and Residents in University Town

Alameda

BOARD ACTION ON PETITION REFUSED

Efforts to Secure School Re-appointment of Miss Violet Richardson Fail.

BERKELEY, Aug. 18.—Efforts of friends of Miss Violet Richardson to secure her re-appointment as supervisor of physical training in the Berkeley schools, recently given to W. L. Seawright by the board of education, failed today when the board refused to appoint her. The petition was placed on the order of the board of directors, Mrs. Richardson's name being on the list of those who had been appointed to the position.

Seawright was appointed to the position of supervisor of physical training in the Berkeley schools, recently given to W. L. Seawright by the board of education, failed today when the board refused to appoint her. The petition was placed on the order of the board of directors, Mrs. Richardson's name being on the list of those who had been appointed to the position.

COLLEGE GIRLS TO BE SEEN IN PARTHENEIA



MISS ALBERTA MCNEELY (RIGHT) AND MISS PAULINE DILLMAN, WHO WILL PARTICIPATE IN CHORUSES OF PARTHENEIA.

BERKELEY, Aug. 18.—Women students of the University of California who are preparing for the production of the play "Parthenon" are seen in the photograph. The play, which is being produced by the University of California, is a historical drama. The women in the photograph are Miss Alberta McNeely and Miss Pauline Dillman, who will participate in choruses of the play.

TAFT WILL SPEAK AT PSYCHIC CONVENTION

Old Fraternity to Convene in Berkeley Early in September.

BERKELEY, Aug. 18.—William Howard Taft, president of the United States, will speak at the convention of the Psi Chi fraternity, which is to be held in Berkeley early in September. The convention is one of the largest of its kind in the country and is expected to attract a large number of students and faculty members.

STUDENTS ENROLL, BREAKING RECORD

University Registration to Date 5223 as Against 4978 Last Year.

BERKELEY, Aug. 18.—The university registrar's report today shows that 5223 students have enrolled at the University of California since the beginning of the year, breaking the record of 4978 set last year. The increase is attributed to a number of factors, including a larger number of students enrolling in the summer session.

School Vacation Taken Seriously

Berkeley H. S. Orchestra Makes Work of 'Play'

BERKELEY, Aug. 18.—Should high school orchestra members receive "overtime" for playing during vacation? Upon this rock there came a split in the committee which has in hand the arrangements for the entertainment of delegates to the National Educational Association, who will be Berkeley's guests at a reception on the University of California campus. It was finally agreed in a way to please the members of the Berkeley high school organization; that is, affirmatively.

INSIST ON BIDS FOR STREET WORK

Alameda Will Pave Santa Clara Avenue Guards to Beach Resort.

ALAMEDA, Aug. 18.—Following Councilman William Hammond Jr.'s resolution that the city of Alameda pave Santa Clara Avenue from Ninth to St. Charles street, the city council last evening rejected the street committee's advice for the work, the cost not to exceed \$50,000.

SCHOOL NAME PUZZLES

The board was asked when it came to consider a request that the new North Berkeley school be named so that it would be in keeping with the tradition of the Whittier School, a former superintendent. The Grand Army petitioned for the name of Garfield. Another suggestion was that it be named after a local hero. The board deferred action.

GRADUATE WILL STUDY CALIFORNIAN IN SPAIN

BERKELEY, Aug. 18.—R. C. Lebeck, former alumni secretary and assistant in history at the University of California, has been awarded one of the two traveling fellowships offered by the Golden West for investigations in Pacific coast history and has taken a year's leave of absence from the local institution in order to make an extended tour through Spain where he will conduct a series of historical researches.

MATHEMATICS NEW U. C. COURSE FOR PRISONERS

BERKELEY, Aug. 18.—Under the direction of M. J. Jacobs, mathematics instructor in the Berkeley High school, instruction in mathematics is being given to prisoners in the prison numbered twenty-four, while at the present time the class number is twenty. The course is a new one and is designed to help the prisoners improve their mathematical skills.

PROFESSOR OF ANATOMY

Dr. Herbert M. Evans, one of the distinguished younger anatomists of the country, is a recruit from Johns Hopkins University, where he began his career as a professor of anatomy at this university. One of the five professors in the jurisprudence school is a new recruit from Johns Hopkins University.

LAIDS MAROONED FAR OUT IN BAY

Fast Rising Tide Furnishes Thrilling Experience to Two Young Swimmers. A fast-rising tide served yesterday afternoon to furnish a thrilling experience to two young swimmers who were marooned far out in the bay. The tide rose so fast that the swimmers were unable to return to shore and were forced to wait for rescue.

TO WATCH BEACH RESORT

One of the beach resorts in this city must keep a stricter watch on its patrons, especially in the evenings, was the warning sounded last evening by Mayor F. H. Brown. The mayor said that he was going to send a patrol of police to the beach to watch the patrons and to see that they do not cause any trouble.

YOUNG PRIZE-WINNING FARMERS ARE FETTERED

BERKELEY, Aug. 18.—Prize winners in the county agricultural club contest were fettered in the campus by the University Agriculture Club as a feature of the session of the National Boys' and Girls' Agricultural Club. The winners were taken to the campus and were fettered as a punishment for not attending the contest.

FUNERAL SERVICE HELD FOR BERKELEY PIONEER

BERKELEY, Aug. 18.—Funeral services were conducted this afternoon for the late William W. Woodward, one of Berkeley's oldest and most prominent residents, whose death occurred Monday night. The funeral was held at the residence of the deceased and was attended by a large number of friends.

ALAMEDA IS RICHER AFTER RAIDS ON CHINESE

ALAMEDA, Aug. 18.—One hundred and fifty-five dollars was added to the city treasury funds by Police Judge L. R. Welton today when he ordered the seizure of property from Chinese residents. The seizure was the result of a raid on a Chinese gambling establishment.

OAKLAND BELLE WEDDED TO FOLSOM MERCHANT

ALAMEDA, Aug. 18.—In order that he might claim his bride in the church which his mother aided to found, Horatio E. Harvey, a merchant of Folsom, yesterday wedded Miss Alice L. Russ, daughter of a prominent family of Oakland, at the First Presbyterian church. The ceremony was performed by Rev. J. E. Benton.

DELTA TAUS GUESTS OF BERKELEY CHAPTER

BERKELEY, Aug. 18.—Local members of the Delta Tau Delta fraternity are entertaining a number of delegates to the big convention of the organization, which meets tomorrow at the St. Francis Hotel. The delegates are from various chapters and are expected to stay in the hotel for the duration of the convention.

ALAMEDA PERSONALS

ALAMEDA, Aug. 18.—Dr. William G. Lum has gone to Point Reyes on a hunting trip of a week and will be back Saturday evening next. Miss Irene Glass is visiting her sister, Mrs. J. H. Burrows, and Miss Clara Glas, and is spending much of her time at the exposition.

ELKS AWAIT CARNIVAL

ALAMEDA, Aug. 18.—The clubhouse of Alameda Lodge of Elks is now under way and the carnival dance which is to be given tomorrow night. The affair is to be one of the most novel of the year, the Elks and their families will dance and enjoy the carnival.

WOMEN'S BONFIRE

BERKELEY, Aug. 18.—Freshmen women will be informally welcomed tomorrow night in the campus by speakers of the Y. W. C. A., together with several of the upper class women. A bonfire on the old track field will light up the scene and a general good time is in store.

CITY WOULD GIVE TO BOARD MORE POWERS

ALAMEDA, Aug. 18.—An ordinance was introduced into the city council today by the Board of Education providing that the Board of Education be given the power to arrange for and recommend to the city council purchase of school lands and buildings. The ordinance is expected to pass.

BERKELEY PERSONALS

BERKELEY, Aug. 18.—Mrs. Theodore C. Morehouse has sent out cards for an evening of music at her home on Monday night. The evening will be given in honor of the birthday of Mrs. Morehouse's daughter, Miss Mary Morehouse.

BIRTHDAY LUNCHEON

ALAMEDA, Aug. 18.—Mrs. A. H. Hedberg of 690 Harwood avenue, Claremont district, entertained with a luncheon in honor of Mrs. John Larkin of this city in celebration of his birthday. The luncheon was given at the home of Mrs. Hedberg and was attended by a large number of friends.

PAINFULLY INJURED

ALAMEDA, Aug. 18.—While repairing an automobile in his father's garage, on Santa Clara Avenue, a young man named John J. Riley was seriously injured. He was struck by a car and was thrown into the air, landing on his head. He is now in the hospital, where he is being treated for his injuries.

WELCOMED AT NEWMAN HALL

BERKELEY, Aug. 18.—Freshmen students were welcomed at Newman Hall today in the form of an entertainment, consisting of instrumental and vocal selections as well as several short addresses. The program included Mrs. Helen A. and Miss Louise Rhein, Rev. C. L. Woodman, and J. V. Kumber.

JEWELRY STOLEN

BERKELEY, Aug. 18.—The residence of Charles G. Courtwright at 2235 Woolsey street, was entered by a burglar last evening during the absence of the occupants. Admission being secured by use of a jimmy on a front window. A watch and other valuables to the amount of \$100 were stolen.

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BERKELEY, Aug. 18.—Freshmen students were welcomed at Newman Hall today in the form of an entertainment, consisting of instrumental and vocal selections as well as several short addresses. The program included Mrs. Helen A. and Miss Louise Rhein, Rev. C. L. Woodman, and J. V. Kumber.

CASTORIA

For Infants and Children In Use For Over 30 Years Always bears the signature of Dr. J. C. Watson.

WILL REPRESENT CHAMBER

ALAMEDA, Aug. 18.—City Clerk R. E. Bosshard will be the special representative of the Chamber of Commerce at the League of the Cities conference, which will open in Festival Hall at the exposition today.

OAKLANDER ARRESTED

ALAMEDA, Aug. 18.—Victor Suenen of Oakland, who was arrested on Wednesday at the home of his father, was today released. He was charged with being intoxicated. The charge was found guilty by the jury.

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15

CIVIL SERVICE PROBLEM CONSIDERED BY BOARD

Council's Action on City Clerk's Office Up for Discussion

Briefs will be prepared as to the question whether or not the city council acted legally in removing the office of the city clerk from the operation of civil service, and the matter will be taken up at length next Tuesday night. The matter was briefly considered last night, but the council decided to deal with questions of a theory presented by General W. H. O'Dwyer, deputy city attorney. At the request of the council, the city clerk's removal was deferred by the board for one week.

The problem is before the board in the form of appeals by Frank H. Hays and Louis Zimmerman from the order appointing them to the position. Their place probably have been taken by W. W. Chappell and W. C. Williamson, who have no civil service standing.

At the request of Hays and Zimmerman are sustained, and the office is held to be properly under civil service. Hays and Zimmerman will be entitled to the pay and salary they have been appropriated from civil service.

The question of their standing turns upon the issue as to whether the functions of a city clerk are administrative or legislative in character.

At the time of Attorney A. M. Erickson, as mayor of the city, appeared before the board to explain that it had not been appointed. A report on the matter was filed by Chief Clerk Hugh York, showing that O'Dwyer had been offered the place of acting deputy clerk, and that the board had refused because there was not enough work as acting clerk.

W. H. Knight, a workman who resigned from the department in October, 1911, when he had some family troubles, appeared before the board. Knight later took a civil service examination and had been appointed. He was explained to him that the appointing power, the commissioner of public health and safety, has the privilege of selecting from the first three men on the list the one to be appointed. Knight is on the eligible list, and offered to resign as a man. It is probable that he will be given a place as extra man.

At the times of Attorney A. M. Erickson and Peter Carey, representing former Corporal of Police James Flynn, who was discharged from the police force because of re-beating a man, was put over for two

son, an elevator operator, appeared before the board to say that he had not been appointed. A report on the matter was filed by Chief Clerk Hugh York, showing that O'Leary had been offered the place of extra elevator operator, and that he had refused, because there was not enough work as extra man.

W. L. Knight, a policeman who resigned from the department in October, 1911, when he had some family troubles, appeared before the board. Knight later was given civil service examination but was not appointed. He was explained to him that the appointing power, the commissioner of public health and safety, has the privilege of selecting from the first three men on the list the one to be appointed. Knight is on the eligible list for the position of extra man. It is probable that he will be given a place as extra man.

At the offices of Attorney A. L. Erick and Eli C. Carter, representing former Corporal of Police James Flynn, who was discharged from the force last year, a hearing before the board was put over for two weeks.